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2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK

4 CHAD STANBRO,

PLAINTIFF,

5 -against-

Case No.:  
19-CV-10857

6 WESTCHESTER COUNTY HEALTH CORPORATION,  
7 WESTCHESTER MEDICAL CENTER, FRANK WEBER,  
8 AND JOHN FULL,

9 DEFENDANTS.

10 CHAD STANBRO,

PLAINTIFF,

11 -against-

Case No.:  
19-CV-10857

12 C.O. Nadya Palou, C.O. Raymond Deal, C.O.  
13 Kristopher Leonardo, C.O. Richard Landry,  
14 Correction Nurse Gary Pagliaro, and  
15 Correction Sergeant Enrique Torres,

16 DEFENDANTS.

17 DATE: March 2, 2021

18 TIME: 2:00 P.M.

19 DEPOSITION of the Defendant,  
20 RICHARD LANDRY, taken by the respective  
21 parties, pursuant to an Order and to the  
22 Federal Rules of Civil Procedure, held via  
23 videoconference, before Victoria Chumas, a  
24 Notary Public of the State of New York.  
25

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2 A P P E A R A N C E S:  
3

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Also present:  
Glenn Miller  
Jason Miller  
Andrew Weiss

\* \* \*

F E D E R A L   S T I P U L A T I O N S

IT IS HEREBY STIPULATED AND AGREED by and between the counsel for the respective parties herein that the sealing, filing and certification of the within deposition be waived; that the original of the deposition may be signed and sworn to by the witness before anyone authorized to administer an oath, with the same effect as if signed before a Judge of the Court; that an unsigned copy of the deposition may be used with the same force and effect as if signed by the witness, 30 days after service of the original & 1 copy of same upon counsel for the witness.

IT IS FURTHER STIPULATED AND AGREED that all objections except as to form, are reserved to the time of trial.

\* \* \* \*

1 R. LANDRY

2 R I C H A R D L A N D R Y, called as a  
3 witness, having been first duly sworn by a  
4 Notary Public of the State of New York, was  
5 examined and testified as follows:

6 EXAMINATION BY

7 MR. SIVIN:

8 (Whereupon, PDF document was  
9 deemed marked as Plaintiff's Exhibit  
10 25 for identification as of this date  
11 by the Reporter.)

12 Q. Please state your name for the  
13 record.

14 A. Richard Landry.

15 Q. What is your address?

16 A. 165 Plank Road, Coxsackie, New  
17 York 12051.

18 Q. Good afternoon, Officer. My  
19 name is Edward Sivin. I represent the  
20 plaintiff, Chad Stanbro, in this lawsuit.  
21 I'm going to go ask you some questions  
22 about an incident that took place on August  
23 31, 2018, at Westchester Medical Center.  
24 If for any reason the question is not clear  
25 to you or you don't hear the question quite

1 R. LANDRY

2 well, don't answer the question. Ask me to  
3 repeat it or rephrase it, and I'll do so,  
4 okay?

5 A. Okay.

6 Q. And please also make sure that  
7 all of your answers are verbal because the  
8 stenographer can't take down hand gestures  
9 or head gestures, okay?

10 A. Okay.

11 Q. Are you currently a correction  
12 officer with the Department of Corrections  
13 and Community Supervision?

14 A. Yes.

15 Q. What correctional facility do  
16 you currently work at?

17 A. Greene Correctional Facility.

18 Q. Your title is Correction  
19 Officer, correct?

20 A. Correct.

21 Q. When did you graduate the  
22 academy?

23 A. January 2007.

24 Q. I would like you to take me  
25 through all of your assignments between the

1 R. LANDRY

2 time you graduated and the present?

3 A. I was a correctional officer at  
4 Eastern Correctional Facility for  
5 approximately five months, I was sent there  
6 right after graduation. From Eastern, I  
7 went to Hudson, I remained at Hudson for  
8 ten years. From Hudson, I transferred to  
9 Greene, where I have been since.

10 Q. So when did you first start at  
11 Greene?

12 A. 2017 roughly.

13 Q. The incident for which we are  
14 here today occurred in August of 2017 --  
15 18. How long were you an officer at  
16 Greene, prior to this incident?

17 A. Probably just over a year.

18 Q. Did you have a regular bid in  
19 August of 2018?

20 A. I had a bid in the arsenal.

21 Q. Was that your regular bid at  
22 that time?

23 A. Yes.

24 Q. And describe for me what that  
25 bid entailed --

1 R. LANDRY

2 A. He was in a dental chair on his  
3 back with his feet out in front of him.

4 Q. Was he situated in a way that a  
5 patient would ordinarily be situated in a  
6 dental chair undergoing a procedure or in  
7 some other position?

8 MS. COLLINS: Objection form.  
9 You can answer.

10 Q. Go ahead. I didn't hear your  
11 answer.

12 MS. COLLINS: You can answer.

13 A. Oh. He was -- how was he in  
14 the chair? Is that what you are asking me?

15 Q. Yes.

16 A. He was sitting in a chair like  
17 you normally would for a dental procedure.

18 Q. Was his back against the upper  
19 portion --

20 A. Headrest, yes.

21 Q. The back of his bed was against  
22 the headrest?

23 A. Yes.

24 Q. Were his legs extended out in  
25 front of him?



1 R. LANDRY

2 A. Correct.

3 Q. Where were his arms?

4 A. By his side.

5 Q. Was he moving when you first  
6 saw him?

7 A. Nope. They already had him in  
8 the chair.

9 Q. Way anyone restraining him when  
10 you first saw him?

11 A. They couldn't because they did  
12 not have the setups.

13 Q. Well, was anyone restraining  
14 him in any other manner when you first saw  
15 him?

16 A. Yes, my partner and the female  
17 were holding him in the chair.

18 Q. Describe -- your partner, you  
19 mean Officer Leonardo, correct?

20 A. Correct, yes.

21 Q. Describe the manner in which  
22 Officer Leonardo was restraining Mr.  
23 Stanbro when you first entered the room?

24 A. Officer Leonardo was on -- if  
25 you are looking at him while he is in the

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R. LANDRY

chair, the inmate's right side holding his left elbow and his left biceps, and the female was doing the same on the opposite side.

Q. So was Officer Leonardo --

A. To keep him in the chair.

Q. -- holding Mr. Stanbro's left arm with Officer Leonardo's two hands?

A. Yes.

Q. For how long a period of time did you observe Officer Leonardo holding down Mr. Stanbro's left arm?

A. It took minutes to put the restraints back on.

Q. During those minutes did Officer Leonardo maintain that same hold on Mr. Stanbro's left arm?

A. Yes.

Q. Did you ever see Officer Leonardo physically restrain Mr. Stanbro in any manner, other than holding his -- holding Mr. Stanbro's left arm?

A. No.

Q. Did you ever see Officer

1 R. LANDRY

2 Leonardo place his hand near Mr. Stanbro's  
3 face?

4 A. No that I can recall.

5 Q. I'm sorry, and you say on the  
6 other side the female officer was holding  
7 onto Mr. Stanbro's right arm?

8 A. Yes.

9 Q. Was she holding onto his right  
10 arm essentially in the same manner that  
11 Officer Leonardo was holding onto Mr.  
12 Stanbro's left arm?

13 A. Yes.

14 Q. So the female officer had both  
15 of her hands on Mr. Stanbro's right arm,  
16 correct?

17 A. I believe so.

18 Q. Did you see --

19 A. Both of their backs were to me  
20 and I was holding his feet. So from what I  
21 could -- I couldn't see their hands 100% of  
22 the time. I am looking at their backs if  
23 that makes sense.

24 Q. Well so, these observations  
25 that you made of --

1 R. LANDRY

2 A. When I first got in the room.

3 Q. Let me finish the question.

4 The observations that you made of Officer  
5 Leonardo and Officer Palou holding down Mr.  
6 Stanbro's left arm and right arm  
7 respectively, you made those observations  
8 when you were at the foot of the dental  
9 chair?

10 A. That was when I first entered  
11 the room.

12 Q. Okay. So at that point, these  
13 two officers backs were not to you; is that  
14 correct?

15 A. Correct, because I am entering  
16 the room.

17 Q. And upon entering the room, did  
18 you see the other male officer from  
19 Fishkill?

20 A. Yes.

21 Q. Where was he?

22 A. I believe he was holding the  
23 legs. Because that's where I came in to  
24 hold the legs so that he could get the  
25 setups.

1 R. LANDRY

2 Q. Basically you --

3 A. Exchanged.

4 Q. You took over what the male  
5 officer was doing?

6 A. Correct.

7 Q. And do you now know that  
8 officer to be Officer Deal?

9 A. If you say that's his name,  
10 then yes.

11 Q. Well, was he an  
12 African-American officer from Fishkill?

13 A. Yes.

14 Q. Did you have any difficulty  
15 holding Mr. Stanbro's legs?

16 A. As far as if I was not holding  
17 his legs, he would have definitely been  
18 kicking everybody.

19 Q. Okay. But were you able to  
20 hold his legs by putting pressure down on  
21 them?

22 A. Yes.

23 Q. Was he ever able to escape your  
24 grip?

25 A. No, because I had the leg irons

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R. LANDRY

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in my hands and I held the leg irons to the  
3 chair.

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Q. Did you observe at any time  
that day, Officer Leonardo use any force  
against Mr. Stanbro other than holding down  
Mr. Stanbro's right arm?

8

A. No.

9

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Q. Did you observe Officer Palou  
use any force against Mr. Stanbro that day,  
other than holding down his left arm?

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Q. Did you use any force again Mr.  
Stanbro that day other than holding the  
chain that linked his two ankles?

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19

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Q. Did you see Officer Deal, the  
African-American officer from Fishkill use  
any force against Mr. Stanbro that day?

21

22

23

Q. So describe what Officer Deal  
did after you took over holding Mr.  
Stanbro's legs?

24

25

A. I believe Officer Deal received  
-- not received. I believe he got the

1 R. LANDRY

2 waist chain, the padlocks, cuffs, and black  
3 box to secure back on the inmate.

4 Q. And while he did that, was Mr.  
5 Stanbro in that same position, lying on his  
6 back in the chair with Officers Leonardo  
7 and Palou holding down his arms and you  
8 holding down his leg chains?

9 A. That is correct.

10 Q. How much time elapsed between  
11 the time you entered the room and the point  
12 Mr. Stanbro was fully restrained and the  
13 handcuffs and whatever other mechanical  
14 restraints were put on him?

15 A. Approximately one to two  
16 minutes, tops.

17 Q. And describe everything that  
18 you observed about Mr. Stanbro during that  
19 one to two minute period between when you  
20 first entered the room and the time he was  
21 fully restrained in mechanical restraints?

22 MS. COLLINS: Objection to  
23 form. You can answer.

24 Q. Go ahead.

25 MS. COLLINS: You can answer.

1 R. LANDRY

2 A. He was trying -- the entire --  
3 don't answer?

4 MS. COLLINS: No, you can. I'm  
5 sorry, you can.

6 A. Yes?

7 MS. COLLINS: Yes.

8 A. Okay. There is a lag. I'm  
9 sorry.

10 MS. COLLINS: Okay.

11 A. The entire time he was trying  
12 to get out of the chair while the  
13 restraints were being put on.

14 Q. What did you see or hear that  
15 led you to believe that he was trying to  
16 get out of the chair?

17 A. I could feel him trying to kick  
18 me out of the way.

19 Q. So you felt his legs move?

20 A. Yes.

21 Q. Other than feeling his legs  
22 move, what else did you see or hear that  
23 led you to believe that Mr. Stanbro was  
24 trying to get out of the chair?

25 A. That was really it. He



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R. LANDRY

couldn't really speak because his mouth was wired.

Q. How did you know his mouth was wired?

A. He was there to get his jaw worked on. You could see it, I'm assuming his face is wired shut. You can see all of the metal in his face.

Q. And you were able to see that from the position you were in?

A. Yes.

Q. Did it appear --

A. When I walked into the room.

Q. Did it appear that Mr. Stanbro was attempting to speak?

A. That I did not -- No. They weren't legible words at all. I don't know if he was trying to speak.

Q. Well did you hear any sounds coming from Mr. Stanbro during the time he was being restrained?

A. No.

Q. What happened after that one to two minute period after which Mr. Stanbro

1 R. LANDRY

2 was fully in those mechanical restraints?

3 A. Once he was fully restrained, I  
4 left the room to monitor my four inmates.

5 Q. Did you ever again see Mr.  
6 Stanbro after you left that room?

7 A. Just on our way out when we  
8 left Westchester with our other four  
9 inmates.

10 Q. Where was Mr. Stanbro when you  
11 next saw him after you exited the room?

12 A. Sitting in the dental chair  
13 fully restrained.

14 Q. Now, did you re-enter the  
15 dental room or you just made this  
16 observation as you were walking by, or  
17 something else?

18 A. Made the observation as we  
19 left, the room is right there.

20 Q. For how long a period of time  
21 did you observe Mr. Stanbro on that second  
22 occasion when you walked by the room?

23 A. I think it was minutes.  
24 Because once we received our paperwork, we  
25 left.

1 R. LANDRY

2 Q. Let me just try and clarify  
3 this, were you standing there looking at  
4 him or you saw him just in passing when you  
5 walked out of the clinic?

6 A. Just in passing.

7 Q. So it wouldn't have been  
8 minutes, correct?

9 A. Right.

10 Q. Couple of seconds?

11 A. Probably.

12 Q. And during those couple of  
13 seconds, can you describe for me how Mr.  
14 Stanbro appeared?

15 A. Agitated.

16 Q. What did you see or hear that  
17 led you to believe he was agitated?

18 A. Heavy breathing, just agitated,  
19 is how I would describe it.

20 Q. Other than the heavy briefing,  
21 what else did you see or hear that led you  
22 to believe he was agitated?

23 A. I can't recall.

24 Q. Did you hear him saying  
25 anything?

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R. LANDRY

A. Not legible.

Q. Regardless of whether it was legible, did you hear him saying anything?

A. No.

Q. Did you hear any sounds coming from him?

A. No.

Q. On that second occasion when you saw him while you were walking past the door, did you see him moving in any manner?

A. No.

Q. Was he lying flat on his back?

A. No.

Q. How was he lying?

A. In a seated position, like I am now.

Q. Okay. Was he seated with his back against the top of the dental chair?

A. I don't believe so.

Q. How was he seated?

A. Sideways, with his feet hanging off the side of the chair if that makes sense.

Q. Okay. Well, where was his

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R. LANDRY

head?

A. He was sitting, so his head was like mine is now. He was not lying down. He was in a seated position with no backrest.

Q. All right. Were there essentially two parts of the dental chair, an upper part against which someone leans their back and a lower part against which someone puts their legs?

A. Correct.

Q. Was his back against the top part of the chair?

MS. COLLINS: Objection.

A. At that time, no.

Q. How about -- so was he sitting upright, erect?

A. Correct.

Q. And how was he restrained at that point?

A. He had his cuffs were on him, black box, waist chains, leg irons, and two padlocks.

Q. And when you say his feet were

1 R. LANDRY

2 over the edge of the chair, were they over  
3 the right side, the left side or something  
4 else?

5 A. As you are walking into the  
6 room, it would be the right side I believe.  
7 Because if it was to the left side, I  
8 wouldn't have seen his face.

9 Q. So, was it kind of like his  
10 feet were dangling off the right side of  
11 the chair as he was sitting upright in the  
12 chair?

13 A. Yes.

14 Q. Would it be similar to the way  
15 a patient sits on an examination table with  
16 their feet hanging off of the side?

17 A. Yes.

18 Q. Sitting upright and normal?

19 A. Correct.

20 Q. Was he moving his arms at that  
21 point?

22 A. I don't recall.

23 Q. Was he moving his legs at that  
24 point?

25 A. I don't recall again.

1 R. LANDRY

2 Q. Was anyone physically  
3 restraining him at that point?

4 A. No.

5 Q. Who else was inside of the  
6 dental office on that second occasion that  
7 you saw Mr. Stanbro when you walked by the  
8 office?

9 A. I don't recall if anybody was  
10 in there honestly. I don't know if any of  
11 the doctors were in there still. Maybe the  
12 Fishkill officers were in there. They had  
13 to have been because this was their inmate.  
14 Everyone was still down there when we left.

15 Q. On that first occasion when you  
16 went to Mr. Stanbro -- to the office that  
17 Mr. Stanbro was being treated in, how much  
18 time in total did you spend in there?

19 A. Two, three minutes  
20 approximately.

21 Q. Did you see anything else  
22 during that two to three minutes that you  
23 have not already told us?

24 MS. COLLINS: Objection.

25 A. No.

1 R. LANDRY

2 Q. Sorry Officer. You can answer,  
3 Officer.

4 A. Did I see what now?

5 Q. Did you see anything else  
6 during that two to three minute period that  
7 have you not already told us?

8 MS. COLLINS: I'm objecting  
9 again to form, but you can answer.

10 A. Right.

11 Q. I didn't get the answer,  
12 Officer?

13 A. No, I don't believe so.

14 Q. Did you hear anything else  
15 during those two to three minutes while you  
16 were in the office that you have not  
17 already told us?

18 MS. COLLINS: Objection to  
19 form, but you can answer.

20 Q. I didn't get the answer  
21 Officer.

22 A. No.

23 Q. When you walked by the office  
24 -- or the room in which Mr. Stanbro had  
25 been treated, were you with Officer



1 R. LANDRY

2 Leonardo at that point?

3 A. When we were leaving?

4 Q. Yes.

5 A. I believe so because we had to  
6 take our four inmates out.

7 Q. At the point when you were  
8 leaving, had you had any discussions with  
9 Officer Leonardo about what had happened  
10 inside the dental room during the time that  
11 were you not in there?

12 A. No.

13 Q. After leaving the dental  
14 office, when you saw the other officers  
15 restraining Mr. Stanbro, when is the next  
16 time that you saw Officer Leonardo?

17 A. After we left for the day or  
18 that same day.

19 Q. No, no, no. I'm talking about  
20 after Mr. Stanbro was restrained, you say  
21 you then exited the office in which Mr.  
22 Stanbro was being treated, when is the next  
23 time that day that you saw Officer  
24 Leonardo?

25 A. Had to have been minutes after.

1 R. LANDRY

2 Q. And then how much time elapsed  
3 between when you next saw Officer Leonardo  
4 and the two of you left the hospital with  
5 your inmates?

6 A. Again, I can not recall the  
7 exact time frame, but I don't think it was  
8 maybe ten minutes after the fact. I don't  
9 know the actual time frame.

10 Q. Describe all conversations that  
11 you had with Officer Leonardo between the  
12 time you exited the room in which Mr.  
13 Stanbro was being treated and the point  
14 that the two of you left the hospital?

15 MS. COLLINS: Objection, but  
16 you can answer.

17 A. I can't recall, that was two  
18 and a half years ago.

19 Q. But do you recall any  
20 conversations you had with him at that  
21 point?

22 A. No.

23 Q. Did Officer Leonardo ever tell  
24 you what happened inside that office during  
25 the time you were not in there?

1 R. LANDRY

2 A. No.

3 Q. After leaving Westchester  
4 Medical Center did you and Officer Leonardo  
5 drive directly back to Greene Correctional  
6 Facility?

7 A. Yes.

8 Q. How long a ride was that?

9 A. Approximately two, two and a  
10 half hours.

11 Q. At any time between the point  
12 you left Westchester Medical Center and you  
13 got back to Greene, did you have any  
14 conversations with Officer Leonardo about  
15 what happened inside the clinic?

16 A. No.

17 Q. What did you talk about during  
18 that ride?

19 A. Nothing. Just listened to the  
20 radio, it was a long day. Our day started  
21 at 4:00 a.m.

22 Q. Who drove?

23 A. I drove.

24 Q. Both ways?

25 A. Correct.

1 R. LANDRY

2 Q. Was Officer Leonardo sleeping  
3 on the way back?

4 A. I don't recall.

5 Q. As a matter of procedure,  
6 aren't both officers supposed to be awake  
7 during the transport?

8 A. Correct.

9 Q. Did you hear Officer Leonardo  
10 say anything during that trip back to  
11 Greene Correctional Facility?

12 A. In regards to --

13 Q. Anything?

14 A. Anything -- I am sure we  
15 talked.

16 Q. And did you hear him say  
17 anything about what happened inside of  
18 Westchester Medical Center?

19 MS. COLLINS: Objection. Asked  
20 and answered. You can answer. You  
21 can answer, Officer.

22 A. No.

23 Q. After you left Westchester  
24 Medical Center with Officer Leonardo, did  
25 you and he ever have any discussion about

1 R. LANDRY

2 what happened inside of the hospital at any  
3 time up until today?

4 A. No.

5 Q. Had you and he ever  
6 communicated in any manner -- email, or  
7 text, or letter, or any other manner --  
8 about what happened inside of Westchester  
9 Medical Center?

10 A. No.

11 Q. What did you do when you got  
12 back to Greene Correctional Facility on  
13 August 31, 2018?

14 A. Secured my inmates back to  
15 their housing location, returned all of the  
16 equipment, clocked out, and went home.

17 Q. When did you next work at  
18 Greene, the following day or some other  
19 day?

20 A. I was -- most likely the  
21 following day.

22 Q. How about Officer Leonardo? Do  
23 you know when he next worked at Greene?

24 A. I am assuming the next day, but  
25 I don't know if he had an RDO after that or

1 R. LANDRY

2 not.

3 Q. When is the next time you  
4 recall seeing Officer Leonardo after August  
5 31, 2018?

6 A. Probably that next week.

7 Q. When you say that next week,  
8 you mean as opposed to the next day?

9 A. Yeah, again I don't know if he  
10 was off the weekend or worked the weekend.

11 Q. What makes you believe it was  
12 the next week and not the next day?

13 A. It could have been. I don't  
14 recall. It was two and a half years ago.

15 Q. So you do not know one way or  
16 the other, correct?

17 A. Correct.

18 Q. Did you ever tell anyone that  
19 Mr. Stanbro had a panic attack that day?

20 A. Yes.

21 Q. Who did you tell that to?

22 A. I believe at my Q&A.

23 Q. And what did you see or hear  
24 that led you to believe that Mr. Stanbro  
25 had a panic attack?

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A. Well, I am not a doctor, so I just assumed he was having a panic attack. The doctor that was actually in my room during my procedure --

Q. What about that doctor?

A. He said, "This is why I did not take that case." Meaning your client, because this has happened on more than one occasion. I assumed he was having a reaction, again I am not a doctor, but this has happened more than once.

Q. Just so I am clear, the doctor with whom you spoke, told you that something similar had happened with Mr. Stanbro on a prior occasion?

A. The doctor that was in the room with me during my inmate's procedure wasn't speaking directly to me. He might have been speaking to the nurse. He stated, "This is why I did not take that case."

Q. But specifically with respect to what he said about a prior occasion, what did you overhear that doctor saying?

A. That this happens all of the

1 R. LANDRY

2 time.

3 Q. Particularly with Mr. Stanbro?

4 A. Correct.

5 Q. And did he characterize it is  
6 as a panic attack?

7 A. I can't recall if he said panic  
8 attack.

9 Q. Did he characterize it as  
10 something comparable to a panic attack?

11 A. He could have.

12 Q. I am just wondering why did you  
13 characterize it as a panic attack? Is that  
14 because that's what you understood from  
15 this other doctor?

16 A. No, that is just what I assumed  
17 it to be.

18 Q. Okay. While you were inside  
19 the room in which Mr. Stanbro was being  
20 restrained, did you see anything that you  
21 believe could have led to a bruise on Mr.  
22 Stanbro's neck?

23 MS. COLLINS: Objection. But  
24 you can answer.

25 A. Not that I am aware of, I don't



1 R. LANDRY

2 know what you are asking.

3 Q. Well, did you see anyone touch  
4 Mr. Stanbro's neck?

5 A. No.

6 Q. Did you see Mr. Stanbro's neck  
7 strike anything?

8 A. No.

9 Q. Or anything strike Mr.  
10 Stanbro's neck?

11 A. No.

12 Q. Did you see any force being  
13 applied to Mr. Stanbro's neck in any  
14 manner?

15 A. No.

16 Q. For how long a period of time  
17 were you holding down Mr. Stanbro's legs  
18 with that leg iron?

19 MS. COLLINS: Objection. Asked  
20 and answered, but you can answer.

21 A. Again, one to two minutes.

22 Q. Okay. Let's put up Exhibit 25  
23 please. Officer I would like you to take a  
24 look at this two-page document that's  
25 marked Plaintiff's Exhibit 25. Is that the

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2 of his shift.

3 Q. So you never see him during the  
4 course of the tour?

5 A. No.

6 Q. And how about in the two and a  
7 half years or so since this incident, did  
8 you also work generally the same tours as  
9 Officer Leonardo?

10 A. Yes.

11 Q. And did you ever see him during  
12 the actual tours?

13 A. Again, only in passing because  
14 I work in the arsenal, I see everybody as  
15 they go through the gates.

16 Q. Did you and Officer Leonardo  
17 have some time of a meeting after this use  
18 of force incident and before your Q&A with  
19 OSI?

20 A. We -- yes.

21 Q. Where was that meeting?

22 A. I can't recall. We -- can I  
23 elaborate or no?

24 Q. Sure, yeah.

25 A. We met at Greene, myself,

1 R. LANDRY

2 Officer Leonardo, and Officer Tedford who  
3 was our union representation.

4 Q. I'm sorry Officer who?

5 A. Tedford.

6 Q. Spell that.

7 A. T-E-D-F-O-R-D. He was our  
8 union rep. Our union steward. Officer  
9 Tedford drove us down to Fishkill for our  
10 Q&A and we stopped somewhere for food prior  
11 to the Q&A.

12 Q. When you say you stopped  
13 somewhere, you stopped at like a  
14 restaurant?

15 A. Yeah like a deli -- it was more  
16 like a deli.

17 Q. Okay. And what was discussed  
18 during the lunch?

19 A. Nothing really. I mean it's  
20 just a Q&A. We didn't discuss anything.

21 Q. Well, did you and Officer  
22 Leonardo discuss the facts of the incident?

23 A. Not together.

24 Q. Any reason why not?

25 A. Conflict of interest.

1 R. LANDRY

2 Q. Can you explain that to me?

3 A. No. Officer Tedford's our rep,  
4 so we just speak to him individually --  
5 less is more if that makes sense.

6 Q. Were you advised that you  
7 couldn't speak with Officer Leonardo about  
8 the incident?

9 MS. COLLINS: Objection as to  
10 form, but you can answer.

11 Q. Officer?

12 MS. COLLINS: Advised by whom,  
13 Ed?

14 MR. SIVIN: By anyone.

15 Q. Without telling me who gave you  
16 the advice, did you have an understanding  
17 that you were not permitted to speak to  
18 Officer Leonardo about the incident?

19 A. Yes.

20 MR. SIVIN: All right. I don't  
21 have any further questions.

22 MS. COLLINS: I have a couple  
23 of follow-ups if I may. Officer, can  
24 you shut that door if it's open?

25 A. It is shut, it's just shift

1 R. LANDRY

2 conversation with him about the events of  
3 August 31st?

4 A. No.

5 Q. And Officer, again from what  
6 you saw -- when you saw the prisoner, Mr.  
7 Stanbro, was there any indication that he  
8 had suffered any injuries when you last saw  
9 him?

10 A. No.

11 MR. FITCH: And sir, I'm just  
12 going to make a statement for the  
13 record, this is not a question for  
14 you, it's just something for the  
15 record, for your counsel. That I did  
16 serve discovery demands that  
17 concerned all of these officers and  
18 some other information that I made a  
19 record on this morning, with Mr.  
20 Leonardo's deposition. And I just  
21 wanted to re-state that when I have  
22 that information, I reserve my rights  
23 to further deposition if necessary on  
24 any issues that may arise from those  
25 records. And thank you very much,

VICTORIA CHUMAS